

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI**

RONALD TUSSEY, et al.,

Plaintiffs,

v.

ABB, INC., et al.,

Defendants.

CIVIL ACTION NO. 06-cv-04305-NKL

(Judge Nanette K. Laughrey)

**FIDELITY DEFENDANTS' NOTICE OF APPEAL TO
THE UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

Notice is given that Defendants Fidelity Management Trust Company and Fidelity Management & Research Company hereby appeal to the United States Court of Appeals for the Eighth Circuit from the Order, Docket Entry 623, and the Judgment in a Civil Case, Docket Entry 624, both entered on March 31, 2012, including all previous rulings and orders that led up to and served as predicate for the judgment herein.

Respectfully submitted this 30th day of April, 2012.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of, April, 2012, the foregoing was filed and service made by the Court's Electronic Case Filing (ECF) system to:

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